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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICANTS : UWE SCHONROCK ET AL.

APR 17 2001

SERIAL NO. : 09/243,568

TECH CENTER 1600/2900

FILED : February 3, 1999

FOR : USE OF FLAVONES, FLAVANONES AND FLAVONOIDS FOR
PROTECTING ASCORBIC ACID AND/OR ASCORBYL COMPOUNDS
FROM OXIDATION

ART UNIT : 1626

EXAMINER : J. Murray

1121
4/24/01

April 9, 2001

Box AF

Hon. Commissioner of Patents
Washington, D.C. 20231

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Appeals from the decision dated November 7, 2000 of the Examiner finally rejecting claims 22-26 and 28-33 in this application.

The period for response to the final rejection was set to expire on February 7, 2001. Such period has been extended two months, to expire on April 9, 2001, by the accompanying petition.

Charge the appeal fee of (check one):

[X] \$310.00

[] \$155.00

(check one: [] small entity verified statement attached or
[] verified statement filed)

to Deposit Account No. 14-1263.

14-1263 DEPOSIT 00000005 141263 09243568

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\$155.00 3X

CONDITIONAL PETITION FOR EXTENSION OF TIME

If any extension of time for this response is required, applicant requests that this be considered a petition therefor. Please charge the required Petition fee to Deposit Account No. 14-1263.

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ADDITIONAL FEE

TECH CENTER 1600/2900

Please charge any insufficiency of fees, or credit any excess to our Deposit Account No.

14-1263.

One additional copy of this Notice is enclosed herewith.

Respectfully submitted,
NORRIS, McLAUGHLIN & MARCUS

By:

Kurt G. Briscoe
Reg. No. 33,141

220 East 42nd Street - 30th Floor
New York, New York 10017
(212) 808-0700

CERTIFICATE OF MAILING

I hereby certify that the foregoing Notice of Appeal is being deposited with the United States Postal Services as first class mail in an envelope addressed to: Box AF, Commissioner of Patents, Washington, DC 20231 on the date indicated below.

Date 4-9-01

By Kurt G. Briscoe